

**BOARD OF PSYCHOLOGY
DEPARTMENT OF CONSUMER AFFAIRS
PROPOSED LANGUAGE**

Amend section 1397.12 of Division 13.1 of Title 16 of the California Code of Regulations to read as follows:

§ 1397.12. Disciplinary Guidelines.

In reaching a decision on a disciplinary action under the administrative adjudication provisions of the Administrative Procedure Act (Government Code Section 11400 et seq.), the Board of Psychology shall consider the disciplinary guidelines entitled "Disciplinary Guidelines," as amended ~~4/1/99~~ 9/1/02 which are hereby incorporated by reference. Deviation from these guidelines and orders, including the standard terms of probation is appropriate where the Board of Psychology in its sole discretion determines that the facts of the particular case warrant such a deviation---for example: the presence of mitigating factors; the age of the case; evidentiary problems.

NOTE: Authority cited: Section 2930, Business and Professions Code; ~~and Section 11400.21, Government Code.~~ Reference: Sections 2960, 2960.05, 2960.1, 2960.5, 2960.6, 2961, 2962, 2963, 2964, 2964.3, 2964.5, 2964.6, 2965, 2966, 2969, Business and Professions Code, Section 11425.50(e), Government Code.